

RECEIVED 26 SEP 2006

Practitioner's Docket No. 1581/140

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PCT/US2004/005602	26 February 2004 (26.02.04)	26 February 2003 (26.02.03)
International Application No.	International Filing Date	Priority Date Claimed

Methods and Devices for Releasing Volatile Substances  
Title of Invention

Lavipharm S.A.; Fotinos, Spiros; Panaitescu, Ligia; Tsardaka, Ekaterini; and O'Halloran, David Paul  
Applicant(s) for DO/US

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
ATTENTION: DO/US

COMPLETION OF FILING REQUIREMENTS  
FOR INTERNATIONAL APPLICATION ENTERING NATIONAL  
STAGE IN U.S. DESIGNATED OFFICE (DO/US) UNDER 35 U.S.C. § 371

This replies to the Notice of Missing Requirements under 35 U.S.C. § 371 and 37 C.F.R. § 1.494 (FORM PCT/DO/EO/905).

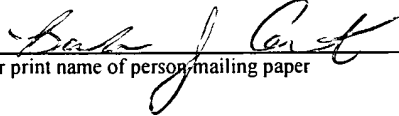
A copy of FORM PCT/DO/EO/905 accompanies this response.

EXPRESS MAILING UNDER 37 C.F.R. § 1.10\*

(Express Mail label number is *mandatory*.)

(Express Mail certification is *optional*.)

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date September 26, 2006 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV771909266US.

  
Type or print name of person mailing paper

Date: September 26, 2006

Barbara J. Carter  
Signature of person certifying

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

**\*WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

## DECLARATION OR OATH

- I. No original declaration or oath was filed. Enclosed is the original declaration or oath for this application.

## FEES

### II.

1. Examination, Search and Additional Page Fee

Examination fee \$ 200.00

Search fee \$ 400.00

2. Surcharge fees

Surcharge for filing the oath or declaration  
later than thirty months from the priority date  
pursuant to § 1.495(c) and § 1.492(h): \$ 130.00

Total fees \$730.00

## EXTENSION OF TIME

- III. The proceedings herein are for a patent application. The provisions of 37 C.F.R. section 1.1 36(a) apply.

Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. section 1.17(a)(1)-(4), for three months.

Fee \$ 1,020.00

## TOTAL FEE DUE

- IV. The total fee due is:

Completion fee(s) \$730.00

Extension fee (if any) \$ 1,020.00

TOTAL FEE DUE \$1,750.00

## PAYMENT OF FEES

V. Attached is a check in the amount of \$1,750.00.

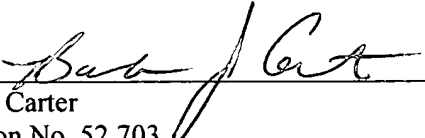
Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

## AUTHORIZATION TO CHARGE ADDITIONAL FEES

VI. Please charge, in the manner authorized above, the following additional fees that may be required by this paper and during the entire pendency of this application:

37 C.F.R. §§ 1.492(a)(2), 1.492(a)(3), or 1.492(a)(5) (filing fees)  
37 C.F.R. § 1.492(b) (presentation of extra claims)  
37 C.F.R. § 1.17 (application processing fees)  
37 C.F.R. § 1.492(e) and (f) (surcharge fees for filing the declaration and/or an English translation of an international application later than 20 months from the earliest claimed priority date)

Date: September 26, 2006

  
\_\_\_\_\_  
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01581/00140 553097.1



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
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www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/547,068	Spiros FOTINOS	1581/140

2101  
BROMBERG & SUNSTEIN LLP  
125 SUMMER STREET  
BOSTON, MA 02110-1618

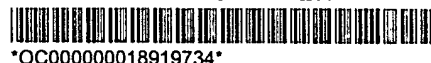
BROMBERG &amp; SUNSTEIN LLP

MAY 30 2006

INTERNATIONAL APPLICATION NO.	
PCT/US04/05602	
I.A. FILING DATE	PRIORITY DATE
02/26/2004	02/26/2003

CONFIRMATION NO. 5149

371 FORMALITIES LETTER



\*OC000000018919734\*

Date Mailed: 05/24/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/25/2005
- Copy of the International Search Report filed on 08/25/2005
- Preliminary Amendments filed on 08/25/2005
- Oath or Declaration filed on 08/25/2005
- Request for Immediate Examination filed on 08/25/2005
- U.S. Basic National Fees filed on 08/25/2005
- Priority Documents filed on 08/25/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$730 for a Large Entity:

- **\$130 Surcharge.**
- The application search fee has not been paid. Applicant must submit **\$400** to complete the search fee. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.
- The application examination fee has not been paid. Applicant must submit **\$200** to complete the examination fee for a non-small entity. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FRANCINE YOUNG

Telephone: (703) 308-9140 EXT 215

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/547,068	PCT/US04/05602	1581/140